



**IN THE SUPREME COURT OF THE STATE OF MONTANA  
THE OFFICE OF THE CLERK OF SUPREME COURT  
HELENA, MONTANA 59620-3003**

April 19, 2010

RE: District Court Case No: DV 08-553 and 09-401

**NOTICE OF FILING**

Supreme Court No.  
DA 10-0191

RENEE NEARY, as parent and guardian of  
Dylan Dallaserra; KRISTI LUCAS and  
ALICE JEAN SPEAR; each individually  
and as representative members of a class  
of similarly situated plaintiffs,

Plaintiffs and Appellees,

v.

BLUE CROSS AND BLUE SHIELD OF MONTANA,  
INC., a Montana licensed health service  
coproation; and MONTANA COMPREHENSIVE  
HEALTH ASSOCIATION,

Defendants and Appellees.

---

BRITTANY C. SMITH, individually and as a  
member of a similarly situated class,

Plaintiffs and Appellees,

v.

BLUE CROSS AND BLUE SHIELD OF MONTANA,  
INC., a Montana licensed health service corporation,

Defendant and Appellee.

Notice of Appeal was filed on April 15, 2010 and assigned the above Supreme Court case number.

PLEASE NOTE the time for filing the appellant's opening brief has NOT yet begun. Another notice will be sent when this office receives the district court record, the filing of which initiates the briefing schedule pursuant to the Montana Rules of Appellate Procedure.

Sincerely,

A handwritten signature in blue ink, appearing to read "Ed Smith", is written over the typed name.

ED SMITH  
Clerk of the Supreme Court